

MINUTES OF THE MEETING
HEALTH SERVICES COUNCIL

DATE: 30 May 2006

TIME: 2:30 PM

LOCATION: Health Policy Forum

ATTENDANCE:

Council: Present: Victoria Almeida, Esq., (Vice Chair), Edward F. Almon, Raymond Coia, Esq., Joseph V. Centofanti, MD, John W. Flynn, Maria R. Gil, Sen. Catherine E. Graziano, RN, Ph.D., Robert S.L. Kinder, MD, Richard Lepine, Denise Panichas, Robert J. Quigley, DC, (Chair), Larry Ross, Reverend David Shire

Not Present: Rosemary Booth Gallogly, Wallace Gernt, Robert Ricci, Robert Whiteside, John Young

Excused Absence: Robert L. Bernstein, John Kiemig

Staff: Valentina D. Adamova, Michael K. Dexter, Joseph G. Miller, Esq.

Public: (see attached)

1. Call to Order, Approval of Minutes, Time Extension for the Minutes Availability, and Conflict of Interest Forms

The meeting was called to order at 2:30 PM. The Chairman noted that conflict of interest forms are available to any member who may have a conflict. The minutes of the 25 April 2006 meeting of the Health Services Council were approved as submitted. The Chairman requested a motion for the extension of time for the availability of minutes pursuant to the Open Meetings Act. A motion was made, seconded and passed by twelve in favor and none opposed (12-0) that the availability of the minutes for this meeting be extended beyond the time frame provided for under the Open Meetings Act. Those members voting in favor were: Almeida, Almon, Coia, Flynn, Gil, Graziano, Kinder, Lepine, Panichas, Quigley, Ross, Shire.

2. General Order of Business

The first item on the agenda was the Report of the Committee of the Health Services Council on the application of South County Hospital Healthcare System for a certificate of need to construct a three-story addition to house 60 replacement beds. Staff summarized committee deliberations on this matter. Staff noted that with respect to all of the

projects on the agenda, the state agency will be monitoring compliance with all conditions of approval.

The Chairman asked the applicant to confirm the projected capital cost of the project and the applicant confirmed that amount.

A motion was made, seconded and passed by a vote of twelve in favor, none opposed (12-0) to recommend that the application be approved. Those members voting in favor of the motion were: Almeida, Almon, Coia, Flynn, Gil, Graziano, Kinder, Lepine, Panichas, Quigley, Ross, Shire.

The next item on the agenda was the Report of the Committee of the Health Services Council on the application of Rhode Island Hospital for a certificate of need for a bed upgrade. Staff summarized committee deliberations on this matter.

To the Chairman's question regarding implementation of the applicant's prior projects, the applicant stated that pediatric imaging will become operational in September and PET/CT in July.

Staff noted that with regards to the project on the agenda, the applicant provided a letter regarding their depreciation method. Mr. Ross thanked the applicant for this information.

A motion was made, seconded and passed by a vote of thirteen in favor, none opposed (13-0) to recommend that the application be approved. Those members voting in favor of the motion were: Almeida, Almon, Coia, Centofanti, Flynn, Gil, Graziano, Kinder, Lepine, Panichas, Quigley, Ross, Shire.

The next item on the agenda was the Report of the Committee of the Health Services Council on the application of Roger Williams Radiation Therapy, LLC for a certificate of need to acquire, own and operate a Varian Clinac iX linear accelerator to provide radiation therapy services in Providence. Staff summarized committee deliberations on this matter.

To a question regarding documentation for the condition of approval number seven concerning the outreach program, Mr. Zubiago, legal counsel to the applicant, stated that it's a condition of approval and the applicant will put together an outreach program. Staff noted that the applicant will need to do this on a go forward basis. Mr. Zubiago noted that the applicant will be able to put a program together in six weeks. Staff noted that the outreach program information will be provided to the members.

Mr. Zubiago discussed the ownership structure of the partnership and what each partner will contribute to this project. A Committee member noted a typo on page nine of the report regarding the

ownership percentage of each partner, which should read 49% and 51%.

A motion was made, seconded and passed by a vote of thirteen in favor, none opposed (13-0) to recommend that the application be approved. Those members voting in favor of the motion were: Almeida, Almon, Coia, Centofanti, Flynn, Gil, Graziano, Kinder, Lepine, Panichas, Quigley, Ross, Shire.

The next item on the agenda was the Report of the Committee of the Health Services Council on the application of CPL (South County Nursing) LLC for a change in effective control of South County Nursing and Subacute Center, Inc. in North Kingstown and CPL (Heatherwood) LLC for a change in effective control of Heatherwood Nursing and Subacute Center, Inc. in Newport. Staff summarized committee deliberations on this matter.

Rev. Shire asked if the applicant or its parent companies are going to participate in the movement called 'culture change'. Mr. Zubiago, legal counsel to the applicant, stated he is not aware of this.

A motion was made, seconded and passed by a vote of thirteen in favor, none opposed (13-0) to recommend that the applications be approved. Those members voting in favor of the motion were: Almeida, Almon, Coia, Centofanti, Flynn, Gil, Graziano, Kinder,

Lepine, Panichas, Quigley, Ross, Shire.

The Chairman asked the Health Services Council whether the meeting times in general should be changed from 3 PM to 2:30 PM. A discussion ensued regarding the issue of parking. The Health Services Council approved changing the meeting start times to 2:30 PM for all meetings.

Staff noted that, when practicable, reports that are mailed to the Health Services Council will be made available in electronic format for interested Health Services Council members. Staff noted that all members will continue to receive information through the mail.

3. Adjournment

There being no further business the meeting was adjourned at 3:10 PM.

Respectfully submitted,

Valentina D. Adamova